

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GREGORY BOECKEL,

Plaintiff,

-v-

LONG ISLAND RAILROAD COMPANY

Defendant.

19-CV-11234 (PAE) (RWL)

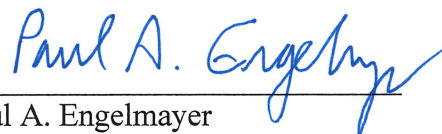
ORDER

PAUL A. ENGELMAYER, District Judge:

Attached to this Order are the following:

- Exhibit 1: The notes sent by the jury during its deliberations

SO ORDERED.



Paul A. Engelmayer
United States District Judge

Dated: June 2, 2022
New York, New York

EXHIBIT 1

Una petino (june #1)
will be fore person

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JULY NOTE 1

JURY NOTE 2

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X		
GREGORY BOECKEL,	:	
	:	
Plaintiff,	:	
	:	19 Civ. 11234 (PAE)
-v-	:	
	:	<u>VERDICT FORM</u>
LONG ISLAND RAILROAD COMPANY,	:	
	:	
Defendant.	:	
-----X		

**PLEASE FOLLOW ALL INSTRUCTIONS, CHECK (✓) YOUR ANSWERS, AND FILL
IN THE BLANKS**

All Answers Must Be Unanimous

I. Negligence of Defendant

1. Third Element: Negligence: Has the plaintiff proven by a preponderance of the evidence that the defendant was negligent?

YES ☒ NO ☐

[If you answered "yes," go on to Question No. 2. If you answered "no," please stop here, and date and sign the last page of the verdict form.]

2. Fourth Element: Causation: Has the plaintiff proven by a preponderance of the evidence that the defendant's negligence caused, in whole or in part, any injury to the plaintiff?

YES ☒ NO ☐

[If you answered "yes," go on to Question No. 3. If you answered "no," please stop here, and date and sign the last page of the verdict form.]

II. Contributory Negligence

3. Has the defendant proven by a preponderance of the evidence that the plaintiff was negligent?

YES ✓ NO

[If your answer is "yes," go on to Question No. 4. If your answer is "no," skip Questions No. 4 and No. 5 and go on to Question No. 6.]

4. Has the defendant proven by a preponderance of the evidence that the plaintiff's negligence caused, in part, his injury?

YES ✓ NO

[If your answer is "yes," go on to Question No. 5. If your answer is "no," skip Question No. 5 and go on to Question No. 6.]

5. If your answers to Question No. 3 and Question No. 4 are yes, to what extent, stated in percentage, did each party's negligence contribute to bringing about the plaintiff's injury?

Defendant's negligence 90 %

Plaintiff's negligence 10 %

Total Must Equal 100%

[Please proceed to Question No. 6.]

III. Damages

6. What amount of damages do you find plaintiff sustained as a result of the accident on March 4, 2019?

- a. Loss of earnings from March 4, 2019 to August 21, 2019, if any:

\$ 53,565.52

- b. Past pain and suffering, including any resulting from loss of enjoyment of life, if any:

\$ 30,000

- c. Future pain and suffering, including any resulting from loss of enjoyment of life, if any:

\$ 0

[Please sign your names in the space provided on the next page, fill in the date, and inform the marshal that you have reached a verdict.]

After completing the form, each juror who agrees with this verdict must sign below:

Uma P. [Signature]
Foreperson

[Signature]

My Ehn [Signature]

Leonore S. [Signature]

E. Bennis

[Signature]

Katherine [Signature]

John M. [Signature]

Dated:

7/21/2022